Will of the Late Judah Toure, of New Or-

We publish to-day the will of our late esteemed fellow cilizen, Judah Touro. It contains some of the most noble dispositions that have ever characterized the testaments of our rich men. Is it, meded, such a will as a good must should underwhereix the chains of personal -att-comment and friendship are duly remembered, as well as those of charity and philanthropy. Having no relations that were destitute, Mr. Touro has divided his large estate between those who were kind to hum in life—between humerous congregations of the ancient faith to which he was attached, and sund characteristic that were men in the confidence of the content faith to which he was attached, and sund characteristic and human institutions as he deemed of public utility. His bequest of \$50,000 for an almishouse is a specially jedicique one, and shows that a strong good sense, as well as an enlarged philauthropy, directed his liberality. There is no molic institution which is see greatly needed in this city.

At this very moment there are at least two hundred persons in our Charity Hospital who ought to be innastes of an almshouse, where they might have different treatment, food and exployment from those of the hospital patients. We trust that additions will be made to the sum bequeathed by Mr. Fouro, so as to increase it to an amount sufficient to establish an almshouse in this city, worthy to stand by the side of our magnificant hospital.

There is one feature of Mr. Touro's will which is worthy of special gots. It is the splendid display of gratitude contained in the bequest to Mr. R. D. Shepherd, which was prompted by the kindness of the laster to him, on the occasion of Mr. Touro's being wounded on the first of January, 1815.

There is one feature of Mr. Touro on the ground which he fell, desperately wounded, and brought him to the city, and attended him constantly during his protracted iliness. That act, readered to a man of them small means—thirty-sile by ears ago. It was a superation of the laster of the last of the laster of the last of

executed antil the time shall have expired, desire that all the eataer, real personal and mixed, ich I may die posses ed, shall be disposed of in the redirected by this my last will or testament. give and bequeath to the Hebrew Congregation, Disperced of Jasah," of the city of New Orieans, to cartain property situated in Burben street, in tally joining their synapogue, being the present house, and the residence of the sail Mr Gershom cedt, the same purchased by me from the Bank of tag; and also to the said Hebrew Congregation the joining brick houses, purchased from the heirs of Urquhart—the revenue of said property to be ap on the founding and support of the Hebrew school ited with said congregation, as well as the defray-the railary of the Rester or Minister; said properts of the said on the said the said congregation, with all necessary restrictions. give and bequeath, to found the Hebrew Hospital or Orleans, the entire, purposer; purchased for me at considerable in the latter of the late of the latter of the late of the late of the late of the late of the latter of the latter of the late of the late of the late of the latter of the late of the late

of New Orleans the sum of fire thousand dollars
13. I give and bequeath to the Society for the Relief of
Destitute Orphan Boys in the Fourth District five thousand dol ars.
14 I give and bequeath to the St. Armas Asylum, for
the relief of destitute famales and children, the sum of
five thousand dollars.
15: I give and bequeath to the New Orleans Female Orphan Asylum, at the corner of Camp and Prytania streets,
five thousand dellars.
16: I give and be queath to the St Mary's Catholic Boys'
Asylum, of which my old an 1 esteemed friend, Mr. anthosy Rasch is Chairman of its Executive Committee, the
sum of few thousand dellars.

Asylum, of which my old an I esteemed friend, Mr. Anthony Rasch is Chairman of its Executive Committee, the sum of five thousand dollars.

11. I give and bequeath to the Milne Asylum of New Orleans are thousand dollars.

18. I give and bequeath to the "Firemen's Charitable Association" of New Orleans five thousand dollars.

19. I give and bequeath to the "Seemen's Home," in the First District of New Orleans, five thousand dollars.

20. I give and bequeath for the purpose of establishing an "Almshoute" in the city New Orleans, and with the view of contributing, as far as possible, to the prevention of medicity in said city, the sum of eighty thousand dollars, (sy \$50,000), and I desire that the "Aimshoute" thus contemplated shall be organized as cording to law; and further, it is my desire that after my executors shall have legalty organized and established said contemplated Almshoute and appointed proper pers ms to administer and control the direction of its affairs. Then such persons legally to appointed, and their successors in office, conclonity with the Mayor of the city of New Orleans, and his successors in office, aball have the perpetual direction and control thereof.

21. I give and bequeath to the city of Newport, in the State of Rodoc Island, the sum of ten thousand dollars, on endition that the said sum be expended in the purchase and improvement of the property in said city known as the "Old Stone Mill," to be kept as a public park or promesade ground.

22. I give and bequeath to the "Redwood Library"

promenses ground.

22. I give and bequeath to the "Redwood Library' of Newport aforesaid, for books and repairs, three thou sand deliars.

promesses ground.

22. I give and bequeath to the "Redwood Library" of Newport aforceald, for books and repairs, three thousand delars.

23. I give and bequeath to the Hebrew Congregation of Obarlay Shalome" of Bestop, Marsachusetts, five theusand delars.

24. I give and bequeath to the Hebrew Congregation of Hartford, Conn., five thousand dellars.

25. I give and bequeath to the Hebrew Congregation of New Heven, Conn. five thousand dellars.

26. I give and bequeath to the Hebrew Congregation of New Heven, Conn. five thousand dellars.

27. I give and bequeath to the North American Relie Society for the indigent Jews of Jerusalem Palestine, o the sity and State of New York, (Sir Moses Montefore, o London, their agent,) ten tanuand dellars.

27. It being my earnest wish to co operate with the sid Str Moses Montefore, of Lundon, Great Britand, in selective to the insettimate privilege of worship tag the Almighty, cording to our religion, without molestation, it have been to be paid by my executors for said object, through the said Str Moses Montefore, in such manner as he may advise, as best calculated to promote the aforesaid obsets; and nearest of any legal or other difficulty or impediment in the way of car ying said bequest in of several coording to my intentions, then and in that case, I dear that the said sum of fifty thousand dellars be intented by my executors in the foundation of a society in the city of New Orlans, similar in its objects to the North American Relief Society for the indigent Jews of erussium, Palestice, of the city of New York," to which have before referred in this my lart will

28. It is my wish and desire that the institutions technical theory is a sum of the city of the contingent of making this mill labil refer, shall not be disqualised from innerting my legaces to them; respectively made for resson of not setting incorporated, and thereby qualified to inherit by any the one of the control of making this mill is have in the further course of making this mill is able to the other orga

olars.

32 I give and bequesth to the "Talmuth Torah" School used attached to the Hebrew Congregation "Sheareth rael," of the city of New Yerk, and to said congregation, thriteen thousand dollars.

38. I give and bequesth to the Educational Institute of Hebrew Congregation "Brial Institute", of the city of New York, the sum of three thousand dollars.

34. I give and bequesth to the Hebrew Congregation

lars.

35. I give and bequeath to the Ladies' Benevilent Solisty of the city of New York, the same of which Mrs. Richer Levy was a directive at the time of her taken and of which Mrs. B. Kursherdt was first directives in 1880, three thousand dollars.

36. I give and bequeath to the Female Hebrew Successing Solisty of Fulladiphia, (Miss Grats, Secretary,) three thousand collars.

37. I give and bequeath to the Hebrew Education Statety of Philadiphia, Pennsylvania, twenty toousand collars.

are 38. I give to the United Hebraw Benevolent Society of Philadelphia, a'creasid, three thousand dellar.

38. I give and bequeath to the Hebraw Congregation "Arhabat Israel," of Fell's Point, Baltimore, three thousand dollars.

40. I give and bequeath to the Hebraw Congregation Beth Shalome," of Richmond, Virginia, five thousand dollars.

dollars
41. I give and bequeath to the Hebrer Coogregation
41. I give and bequeath to the Hebrer Coogregation
42. I give and bequeath to the Hebrer Coogregation
42. I give and bequeath to the Hebrer Coogregation
42. I give and bequeath to the Hebrer Coogregation
42. I give and bequeath to the Hebrer Coogregation
43. I give and bequeath to the Hebrer Coogregation
44. I give and bequeath to the Hebrer Coogregation
45. I give and bequeath to the Hebrer Coogregation
46. I give and the coordinate the

"Shangaria Shamoyen," of Mobile, Alabama, two thou-sand dollars.

48. I give and bequesth to the Hebrew Congregation "Mikee Israel," of Savannah, Georgia, five thousand ollers. 44. I give and bequeath to the Habrew Congregation of

47. I give and bequeath to the Hebrew Congregation Brian Isrsel," of cincinnati, Ohio, three thousand dol

mud Telladin," of Unctional, Oute,
lars.

49. I give and brqueath to the Jews' Hospital, of Cincionati, Ohio, five toousand dollars.

50. I give and bequeath to the Hebrew Congregation
"Tiffereth Israel," of Cieveland, Ohio, three thousand bl. I give and bequeath to the Hebrew Coogregation Brial El," of St. Louis, Missouri, three thousand doi-

"Tiffereth Israel," of Oleveland, Ohio, three thousand dollars.

51. I give and bequeath to the Hebraw Congregation "Brial Et," of St. Louis, Missouri, three thousand dollars.

52. I give and bequeath to the Hebraw Congregation "Brial Et," of Subanio, New York, three thousand dollars.

53. I give and bequeath to the Hebraw Congregation Beth Et," of Albany, New York, three thousand dollars.

54. I give and bequeath to the three following summand the service of the ser

of a suitable nemoniator in years of the Schringer of New Orleans.

66. I revoke all other wills or testaments which I may have made previously to these presents.

Thus it was that this testament or last will was diotated to me, the notary, by the said testator, in presence of the witnesses herein above named and universigned, and it now written the same such as it was distated to me by the testator, in my own proper hand, in presence of said witnesses; and having read this testament in a loud and audible veice to the said testator, in presence of said witnesses; and having read this testament in a loud and audible veice to the said testator declared in the same presence, that he well, understood the same an i persisted section.

All of which was done at one time, without interruption or turning aside to other acts.

All of which was done at one time, without interruption or turning aside to other acts.

'bus done and passed at the rand city of New Orleans, at the said residence of the said Mr. Judah Touro the day, month, and year first before written, in the pressuce of Messrs Jonathan Montgomery, Henry Shepherd, Jr., and George Washington Les, all three being the witnesses as stocerald, who, with the said testator, and me the said totary, have breunto signed their sames.
(Signed,) J. Touro, J. Montgomery, Henry Shepherd, Jr., George W. Les, Thomas Layton, Notary Public.

The Comptroller's Report on Salaries. By the report of the Comptroller relative to salaries, &c., we find that the aggregate amount of increase of sularies during the year 1868 to city and county efficars. including police was \$174,364, and the amount paid for extra services during the same period, \$7,469.

The following is the recapitulation.—

SALAKIES INCEMASED.

•	Third Assistant Clerk of Common Council,		
	from	\$600 to	\$700
	Messenger to Board of Aldermen	600 to	750
	Deputy Clerk Board of Assistants, fixed	-	600
50	Sergeant at arms Board of Assistants from		700
,	Mayor's Messenger	750 to	
	*Tax Receiver from	2,000 to	8 000
	*Deputy Receiver of Taxes	1,600 to	
	*First Clerk		2,000
a	*Second Clerk	700 to	
9	*Third Clerk *Fourth Clerk	700 to	
3	*Messenger	600 to	700
	Clerk to Commissioner of Streets and	000 00	100
•	Lamps	600 to	800
3	Clerk of Centre market	578 to	730
4	" Clipton market	600 to	780
4	" Essex market	500 to	130
	" Franklin market		r day.
	Jefferson market	516 to	730
	" Tomphins market	500 to	730
	" Union market	813 to	730
1	" Washington market	600 to	1,000
3	Deputy Clerk Washington market	500 to	755
1		1,000 to	1,200
	First Clerk City Inspector's Department	800 to	1,000
1	Three Justices of the Marine Court, in lieu	Loqueva	- Solvail
•	of all fees and perquisites	2 000 to	
	Clerk Marine Court	1,600 to	
•	Three additional Clerks to attend one at		1,260
•	Superior Court, to be appointed one at		1,000
3	Copying Clerk of Superior Court	000 40	800
4	At endants on Superior Court, thirteen in	600 to	500
4	number	500 to	700
,	Officers appointed by Justices of Saperior	900 10	100
	Court, Court of Common Pleas, and Ma-		
	tine Court, thirty-one in number.	800 to	700
9	Clerk of General Sessions	2.000 to	
1	Deputy Clerk of General Sess'ons	1,250 to	
	Orier of Court of Common Pleas		800
t	Contract Clerk, Street Department	750 to	
	Map Clerk, do. do Copying Clerk, do. do	600 to	
	Copying Clerk, co. do	660 to	1,000
	Superintendent of lands and places \$2 pe	r day to	1,000
	Clerk to Cammissioner of Repairs and Sup-	-	
	plies	759 to	
8	Fire Wardens, twelve in number	250 to	900
	Two clerks to Register Croton Aqueduct Department	600 to	800
a	Three Tax Commissioner		
4	First and second cleras, Tax Con missioners'	2,000 00	2,0.0
8	office	750 to	1.000

Total. FOR EXTRA SERVICES

ISAAC G. Seixas, as Clerk to Committee of Repairs and Sapplies, for . \$150

P. H. Kingsland, as clerk to committees. 210

john A. Towle for extra services to Board of As sistant Addarnes, during the year, 1853. 280

Oilbert S. Nixon, in addition to his salary as Reader to the Board of Addernes. \$100 00

E. Evana, for serving papers for Finance Committee. 100

Police Justices, for extra services in addition to their present salary, at the rate of one-sixth of the compensation now received, to take effect on and from the 8th day of May, 1852

By realistion of the Board of Supervisors, December 27, 1853—six Justices, can 8644 87, 3269 22

John H. Chambers, for services as Secretary to committee on Fire Department. 300 00

Joseph B. Young, for services as Servetary to committee. 150 00

Nicholas Segriet, for services as Sergeant-atArms to the Board of Supervisors, two years. 200 00

Total . 57,469 22

Total.....\$7,469 22 * By resolution of the Board of Supervisors, December 14, 1888, and to take effect January 1, 1884.

Bupreme Court — In Chambers.

Before Hon. Jurge Clerks.

Before Hon. Jurge Clerks.

Fm. 2.—Martin Philliss ads. Richard Kimmey and Others.

Order to show cause disminsed, without costs.

David Solden in Thomas Vermilys.—Order that plaintiff join the heirs at lew of Thomas Vermilys, with executors, in the Maller of the Application of Ceita Store to Sell Real Edits.—Order granted.

Board of Education.
The Board met on Wednesday evening last at the usual

Hogrd of Education.

The Board met of Weducaday evening last at the usual hour.

APPINIMENT OF SCHOOL OFFICERS.

On nomination of the school officers of the Ninth ward, that S. Wright was apposited "trusts of communication for said ward, in place of Gregor McDanid, removed from the State.

On nomination of school officers of Eighteen's ward, the selecting appointments were mipde in said ward, the selecting appointments were mipde in said ward, resigned it Delastid Smith, trustice, in place of R G P Priling, resigned; Joseph F. Ivy, impector, in place of Autrew A. Frenner, resigned.

Autreg several communications of m nor importance were the following—
A communication from Thomas H Palmer, relative to a cw system of teaching arithmetic was referred to the Committee on Course of Studies and School Book.

A communication from Ann M Readeld, relative to her "Zociegical Atlas," was reserred to the Committee on Course of Studies and School Book.

That so Euch of the address of the President as relates to a day aremal school be referred to a school committee. Adopted, and Messer. Phillips, Wilson, Cartis, Miller and Pierson appointed as the committee.

That the present by laws, rules and regulations of the Read be referred to the Committee on By-Laws to report what alterations and amendments, if any, are necessary to meet the present State law, and to render the by laws, rules and regulations more effective. Adopted.

That it be referred to a committee to consider and report to what extent, if any, the action of this Board is restricted by the seventeen in section of the amendments to the city charter, and whether any and what arrangements in regard thereto are necessary or expedient. Adopted.

Of the Finance Committee—Containing an estimate of the amount required for payment on the lat of February. Adopted.

Committee—Messrs. Waterbury, Cooper, Wheeler, Fellows, and Bush.

BEFORES.

Of the Finance Committee—Recommending payment of this for sundry expenses of the Board, also, that an additional story be esected on the

tion of \$2,000 87 for rent of premises occupied for some purposes. Adopted.

Of the same committee—Recommending in favor of paying \$2,500, being the balance on the contract for raising the First ward school in Greenwich street. Adopted.

Of the Committee on Repairs—Recommending an appropriation of \$247, to pay Robert Paton for work at ward school No. 41, tenth ward, on his returning to the care of the Board the desks and chairs taken from that school. Adopted.

Of the Committee or Repairs—Recommending an appropriation of \$1,000 for the support of the shop—adopted

school No. 41, teath ward, on his returning to the care of the Board the desks and chairs taken from that school. Adopted.

Of the Committee or Regairs—Recommending an appropriation of \$1,000 for the support of the shop—adopted Of the Committee on Supplies—In favor of appropriating \$25,435 33 for the support and maintenance of the Depository of Books and Supplies—Adopted.

The President announced the Standing Committees for the year, which, with those elected at the last meeting, are as follows:—

STANDING COMMITTEES OF THE BOARD OF KOUGATIN FOR 1854.

Executive Committee on the Free Academy—Measure Beadle, Cooper, Reneciet, Wilson, Dr. Poyster, Leveridge, Morand.

Executive Committee on the Free Academy—Measure Recommittee on Normal Schools—Measure Newson, Jones, West, Andie, Ruther old.

Executive Committee on Evening Schools—Measure. Fell, Barrow, Davison, Jones, West, Andie, Ruther old.

Executive Committee on Evening Schools—Measure. Fell, Barrow, Davison, Jones, West, Andie, Ruther old.

Committee on Annale Estimate, Apportunement and Report—Measure. Rockwell, Sweeny, Jarvis, Solvings, Hills.

Finance Committee—Measure. Smith, Philips, Adams, Jarvis, Stillman, Irwin, Medpedon.

Committee on Supplies—Measure. Fellows, Collins, Miller, Irwin, Medpedon.

Committee on Supplies—Measure. Ransom, Johnson, Coolege, Sevene, Sulin.

Auditing Committee—Measure. Russell, Jones, Phelps, Denike, Rowland, Unite.

Committee on Elections and Qualifications—Measure.

Troy, Waterbure Hibbart, Wheeler, Oalley.

Committee on Elections and Qualifications—Measure.

Committee on Elections and Philips.

Committee on Elections and John Milips, Hollow-President Isla before the Board notions from the various insurance companies, of the expira

Theatres and Exhibitions.

Bowert Theatre.—The latest version of "Uncle Type Cables" is to be given again this evening, at the Busyry The scenery and muris alone are worth more than the price of admission.

The scenery and muris alsos are works more than the price of admission.

BROADWAY THEATER.—"The Cataract of the Garges?" to be given this evening, for the last night out one. "The Hope of the Family?" will be added.

BURTON'S THEATER.—Mr. Burton will treat his patronathis evening, to another of those Shakepea can criwals which have made his theaters on pepular. He gives us "A Midsummer Night's Dream," with new scenery, contames, and all the original music. The piece has been over four months in preparation, and will undoubtedly be played better than ever before in this country. Mr. Sarton and every member of his company are included in the cast.

NATIONAL THEATER—The drama founded upon "Hot Corn" is the attraction for this afternoon. In the evening the original version of "Uncel Tour's Cabin" is to be given, with Mr. and Mrs. Prior, little Cordella H.ward and Mrs. Howard in the cast. The house continues to be full.

WAILACK'S THEATER .-The enterasimments for this evening are for the benefit of Wright, Laniers & Co., late propries ors of the Lafarge Hune. "The Wheel of For the P" and other popular entertainments are announced. Seats can be secured at the office of the theatre to day. Seats can be secured at the office of the theatre to day.

Barnun's Museum —This is positively the last week of General Tom Thumb at the Museum, and those who desire to see him must go at once. There is a good dramatic performance this afternoon and event: g, and the giraffes may be seen without extra charge.

BROADWAY MUSEUM AND MEXAGERIE —This place of amuse ment has become quite popular, and the Broadway promenaders find the home quite interesting.

BLITZ. at Stay vecant Institute, is giving am nasment to full houses. He combines mirth and magic together. The Visitans at Christy's Minstrels have lately heen en joying several new songs. We notice that they all appear in the p ogramme for this evening. Remember the old place, 472 incadway.

THE GREAT JULIER BURENQUE at Chinese Hall, No. 529 Broadway, has had a long run, but is still attractive. The Buckley Minature is are all good musicians.

Woon's Minerans — at No 44: Bondway, this evening, the Wood's Minetrels give one of their first rate concerts. The programme includes songs, dauces, ballads, barleques, &c., &c. Mr. Changrau has been performing very successfully at Charlesten, Riol mand and Washington, and commenced a short engagement, on Monday last, at the Baltimore Museum.

Oom edle Francais.—Comedies, b; dramas, 3.
Theatre de l'Ojera Comique.
Theatre de l'Ojera Comique.
Theatre I railen.
Theatre I railen.
Theatre Lyrique.—Operaces I ques, 2; drame lyrique,
1; ballets, 2; pradogue, 1.
Theatre du Vaudeville.—Vaudevilles, 24; directiese
mans, 24. mans 3. 27

Beatre du Varé es — Vaudevilles 26; perodie, 1. 27

Beatre des Varé es — Vaudevilles 26; perodie, 1. 27

Beatre du Paleis Royal — Vaudevilles, 2; revue, 1. 27

Beatre du Gymare — Coméles, 4; vandevilles, 4. divertiesemens, 2; proverbe, 1. 11

Porte Saint Martin — Dramas, 3; vandevilles, 1; panto

lock at the Sadle, 's Wells theatre The drams of "Plot lock at the Sacia. "A wants thearie — The drama of "Piot and Passio," after a long and most successful run at the Olympic bas been taken from the bills, and rian he's extravagance of "The Camp at the Olympid," and the force of the "Wandering Minstrel" substituted. At Irury Lake, a membry performance of the mant mime one given on lock Weaken lay, which was attended by a numerous assemblage of those who, from the state of the weather, were unable to visit the theatro in the evening

Before Hon. Judge Heffman.

ROMANCE OF REAL LIFE—A MOTHER'S CLAIM TO
THE CUSTODY OF HER CHILD.

Frs. 2—Habeas Corpus—Barreise vs. Baker—In the
matter of Avalella Peller.—It seems that the shild in this mater of avoicine Peter.—It seems that the shild in this case was a girl of between eleven and twelve years of age, of very promising appearance. Her father was drowned by the up-etting of a small boat near Montreal, Cauada, about five years ago. Soon after this the mother came to this city, bringing with her two children—Arabella, now before the Court, and a daughter two years older. After vasification here of one year she (the mother) was a variety of the protection of the court, and a daughter two years older. bettere lies Cours, son a unagener two years outer. Atterried to Mr. Barwise, with whom she now lives. The teatimouy in the case showed that the two little gitle resided
with their mother and stepfather as happily as is usual in
the ordinary walks of society; that about one yearago the
mother became deranged, and at the instance of a neighbor she was removed to the Lunatic Aspium on Blackwell's island. After she had remained there some four
months, she heard of the seath of her friend who had
procured her residence upon the island, and she tonog at
is her duty to return to the city and assume the cares of
her family. No locks, belts, here or guardmen standing is
has way, she did estura to her locely house on West
Thirty-stills street, and there found her housen, but no
widow of her filend who placed her un the island had
also both of the children, one, the sidest of which, she
them had, and the other, Anabella, abe and placed in the
seeping of sire. Blaker, a praching physicia residing in
the same street. The eldest daugater, on solutionous,
returned at once to ner mother, but Arabella had formed
their endearments could notowerouse it. Hence this writwas and out, and she was drought before Judge Hoff can
sire. D. B. Taylor, of counsel for the relator, argued that
no circumstances could stand in the way of the supermotor of the mother's claim, whilst Mr. Hillinghast inclick that the child's will make be rearried. He can
the following opinion of Judge Hoff can
the colleving opinion of Judge Hoff can
the following the horse of the respondent is nohable treated as addressed to and returned by both.
The allegations on the part of the respondent, were of
such an analysis of the respondent was of
once of them have a great that the writ and returnhable treated as a street of the same of the entito the facts contained in the preturn and the cause
of the mit have a street of the same p seemed and argued it, as to leave to me only the duty of expressing my concurrence and obligation. The child, upon a careful examination in private, has expressed a wish foremain where she is, and certainty shows intelligence equal to that of children generally of her age. The petition for the babeas corpus must be dismissed. Its relator has the means of complete redress if entitled to it, in the supreme Coart, and I need not suppose that any protention to the child is necessary to restore her to the cus ody from which a writ has brought her. The relator has properly sought to enforce what she deems her rights, in a legal manner.

After the dictaton was rendered Mr. Taylor procured another writ out of the Supreme Court, returnable before Judge Ulerke; but shoully after the service of it on Mr. Baker, the child was sent home to its mother, where it new remains. new remains.

(a) Taylor's Civil Law 402 (b) Gode civile tit. 9, 375; (c) Deuteronemy, chap 21, y 18 &c.

Licut. Francis K. Murray, U. S. C. [From the Savannah Rapublican, Jan. 25] The noble conduct of this officer, who appeared to be a parsenger on boar die hilf-faired steamship fan Francisco, has elected the warnest priss. The aid which begave to Capt Walkins, the brawe commander of the ship, and to his suffering companions—the words of hope which his mastly courage enabled him to atter for the relief of the distremed and inexperienced around him, have been recorded in the thrilling statement of Sergeant Seathworth.

manly courage enabled him to utter for the relief of the distremed and inexperienced around him, have been recorded in the thrilling statement of Serguant Suthworth.

The scene, dreadful as it was, was not new to this gallant officer. He was on board the brig Washington, attached to the Coast Survey, commanded by the accomplished Capt. George M. Bachs. It a terrible storm on the Atlantic a ware washed everhoard Capt. Bachs and some officers and men, among them Lieut Morray. Of all these, we believe Mr. Murray was the only person who regalized the brig. He was hauled in by a seaman through one of her ports, and did good service in saving the vessel. He was is the shipwreck of the U. 3 sloop of war. Boeten, Capt. Pearson. Three years ago he was placed in command of the iron stamer Jefferson, attached to the Coast Survey, and intended for the survey of the Pacific coast. He encountered a succession of gales man. Capt Horr, is one of which his vessel was very nearly broken in two. He succeeded, however, by his courage and good searmanship, in bringing her, though a wreek, into port in Patagonia. In his letter to Prof. Bache, asperintendent, be says:—

"In conclusion, sir, I need har life say that I abandon this vessel with feelings of deep regret, but with a con seloumes that my duty requires it. For seventy-two hours all hands were constantly on deck at the pumps, and bailing, without rest, dreached by the-sea and be numbed by the cold. It appeared that nothing but will make the pumps and bailing, without rest, dreached by the-sea and be numbed by the cold. It appeared that nothing but will have great cause for gratifuld that this was accorded to us."

That kind Providence so gratefully acknowledged has determined the sea of the season of the season was a constant to make anything for the providence could save us, and we have great cause for gratifuld that this was accorded to us."

to us."

That kind Providence so gratefully acknowledged has for a fourth time saved him form the perils of the sea—saved him to minister to others who mere strangers on the deep Long may be live to adorn the service of which he is a shining light, and to receive the plaudits of his countrymen for his fidelity, his courage, and humanity.

Obituary.

Mr. Wixneon Johnson, a patriot of the revolution, died recently in l'orter. Ningara county, N. Y., aged 93 years Mr. Jehnson was born in the town of Hanover, N. J. At the age of sixteen he was called into the army, and after serving for six months in the militis, he enlisted in the regular army for the war. He was with the army at Valley Forge, and used to relate that deries that period of suffesing he frequently had his hair frozen to the ground while asleep. He was one of the guard at the execution of Major Andre, was an actor in the battles of Brandywise, Short Hills, and many others and last at the surrender of Lord Gurnwallis. His discharge was signed by Ges. Was hington, and was regarded as a precious treasure by him. After the close of the war he resided for several years at the paternal home, whence he removed to Vermont, where he lived near half a contury, and afterward went with his son to Western New York, where, at the close of its one life spent with homor to himself and country, he has fallen salesp.

Mr. George ENTH died recently in Beverly, Mass., aged 67; pears. The deceased was one of the Dartmor priseners. During the war of 1812 he was taken from on loard the brig Levant, Capt. Haskell, of Salem, by the British naval 29 ym brig Forrester, Commander Kennety, seat to Nesson. N. P., and remained till August. Left there in the frigate Surprise, Sir Thomas Coarsa, commonder, for the Cheespeake; was a prisoner in the fleet during the attacks on Washington and Ball-imore; seat themes to Dartmore, in December, where he remained until Joly, 1315, when he left in the carted ship Mary of Letth, Massey, masser, and armyed at these he he was the corter of the prison of Letth, Massey, masser, and armyed at these he he fit in the carted ship Mary of Letth, Massey, masser, and armyed at Market he field.

Important Decision in Admiralty. UNITED STATES DISTRICT COURT.

Before Hou, Judge Ingersoll.
Fin. 2.—Francis Vess and others in Thomas Allen, owner of the Post Algentia. "The article with and Mighelf, for the security of the value of a smooth of picture, and the course of the Strain, and the course of the Strain, and the strain of the picture of the strain o

to fischerge any more on the pier. For a time those on he rd the reasel stopped discharging. In the afternoon of the same day, however, they recommenced, when the de kmaster, apprehending canger, ordered then to stop, On the morning of Saturday, the 26th of June, they continued to discharge the fore on the pier, np to shout I o'clock, when about 150 tons of it having been placed on trace they are the pier, the pier, from the weight of the from upon it was down, and the from was precipitated into the water and a good portion of it, about difty tons, was lost. The espaism, in his deposition says, that on Saturday they continued to clackarge until the pier iell. The espaism was read of the danger, but persisted in overfooding the pier, by which the pier he ke. The pier was saw and proper for a seriain quantity of from such not sake and proper for a seriain quantity of from the not are and proper for a seriain quantity of from the not are and proper for a seriain quantity of from the not are and proper for a seriain quantity of from the not are and proper for a seriain quantity of proper place of this the captain was notified before the danger had been esconniced. The carrier, therefore, has not safely landed the irgs in a proper and safe piace, and the safely landed the irgs in a proper and safe piace, and in a proper and safe manner to the iron to the coregines; for, to do that, it is not exceed that he should have landed it in a proper place, a place proper for the amount that was landed. By his not complying with the stipulation contained in the bill of lading to safely discharge the iron in a proper place, a place proper for the amount that was landed. By his not complying with the stipulation contained in the bill of lading to safely discharge the iron in a proper place the case has happened, and he must be accorated by an ast done on the land, and not on the water. The claim which the representation of the land, that the damage occurred by an ast done on the land, and not on the water. The claim which the li

is not necessary to dwell on this point. That asie was a a libel for rem, filed in the District Court, and upon a bill of lading for the carrying of a quantity of hemp from New Orleans to New York, and there safely delivering it to the libellants. After the hemp was discussived on the wharf, and not before, a portion of it was damaged by rain, and for that damage a recovery was had. The decree of the Court, therefore is, that the libellants do recover the amount of the damage occasioned to the from by the breaking of the pier, and that it be referred to a commissioner to ascertain and report what that damage is.

United States District Court.

Before Hon. Judge legersoil.

HAREAS CORPUS.

Fire 2—In the matter of Alexander Heilbrown, claimed by the Bratish government as a Fagitive for an alleged and of Pagey — In this case the Prestreat of the United States than mitted to the Marchal yesterday an order for delivering up the accused to the claimants, in accordance with the order of Journaissons relicon not vitastanding Judge Mitchell, of the Supreme Court of the city of New York, ordered his discharge from custody. The case now or mee up on habeas corpus, with a view of having the question of authority at issue tested by the Supreme Gutt of the United States.

The Judge granted the writ, and the Marshal was allowed until to-day to make his return, which is as followed:—

I, Abraham T. Hillyer, United States Marshal for the

I, Abraham T. Hillyer, United States Marshal for

act of Congress ontible of New York, under and by virue of an act of Congress ontible of the contained stream of the contained of the containe

return

Mr. Bustann would put in a formal reply, making up an
issue with of law and fact.

Whereupon the case stood adjourned until to-morrow.

Br. DUNIARD WORD PUT IN A FORMAT POPY, making up an issue worth of law and fact.

Whereupon the case stood adjourned until to-morrow.

U.S. Commissioner's Court.

He'ore R. E. Sillaed, Eq.

CUARGE OF REVOLT.

FER 2.—The United States as Educard Schy—Alexander Cogle being examined by Mr. James Rukg way, deposed that he was second mate of the Madmerican ship Londow on her recent vorage; Selby was one of the crew; we left London, Esgland on the 17th or 18th of December last, bound for New York, we had a crew of twenty-five or twenty elv men; we had left the took about an hour, in low of three steamboats, when a lighter came under her bows; the pilot ordered some men cown into the lighter to shove her clear; the men puched her clear and we then got foul of a stramboat; he isoogat the men were n televing hard enough, and he sung out to them. "Why don't you shove?" Selby asid, "Who do you call boy, you cad big Res lish son of a ——" The pilot tursed round and saio, 'I you want to kick up a row aboard this ship you will get the worst of it." Selby replied, that he was a New York boy and he could "lam" any son of a —— so beard that boat; he pilot ordered me to take the mass at and put him in irous; I wan the only officer on deck at the time; I put my hand on Selby to take him aft, upon which he struck me with his flat in the face; I clieched him, and he then sung out for his shipmates, saying, "Shipmates, shipmates, come here;" there were eighteen er twenty men at the forecastle, near enough to hear and see what was taking place; two or more of the men directly jumped upon me knocked me down, and kicked me severat times; the plot hauled one man off of me; I git up, and struck a man named Jack with my fat; Selby and the others again got hold of me, and held me up against an iron rail, and got me about half way over, the rail; I get my hand the —— overboard, and daish him;" some one hauled believe for me; I fell in one board on my face and hands; the ship was in the stream; I was deprived of using my authority for about t

U. S. Circuit Court.
Before Hon Judge Betts.

THE METHODIST EPISCOPAL CHURCH CASE.

Fell. 2—The court en usered an order for the payment the sum of \$17,051, deferred cividends, to William Sorith, and others, within thirty days, out of the principles of \$40,000.

the sum of \$17,051, deferred cividends, to William A. Smith, and others, within thirty days, out of the principal fund of \$00,000.

The New Sagland Car Spring Company. Defendants, ads. Horace H Day, Complaneant—In this case the complainent filed a bill setting out that letters patent were granted to E M Chaffee on the \$11.5 of August 1836, and extended for seven years from August, 1830, that on the let of July, 1853, Edwin M. Chaffee assigned his patent to complainant, and that the defendants are using the same in violation of his rights. No mention is made in the bill of the fact, which is on record, that anterior to the assignment by Chaffee to complainant, he (Chaffee) conveyed his patent to William Judson; and that Mr. Judson, under that conveyance, licensed the New Kagland Car Spring Company to use it, and no fact is set up in the bill pretending to avoid that conveyance, if any such ever made. On the return of the notice of motion for is junction the detendants produced the conveyance to Judson, as trustee of and for the benefit of Chaffee Goodyear, dated September 5, 1850, Judson's license to them dated November 21, 1851, and the agreement of Chaffee with Charles Goodyear, anterior to the application for extension, by which Chaffee agreed to convey the health of the service of the conveyance by under means; recordly, that it has since been forfeited by the failure of Judson to comply with its terage for any other than the properation of the bill; they come and the failure of Judson to comply with its terage they are not "provid" at all, but sworn statements of some matter which has not been "alleged," and which, there'ere, cannot be "groved," they support no allegation of the bill; they are failed to be enjoined by this court, without a hearing, when they stand ready to dispore every allegation contained in these affidavits. The defendants then offered the coverage and and the court reserved the decision. pal fund of \$10,000.

Superior Court—Special Terms
Before Hos. Judge Hofman.
Fim 2.—7cbias Weyant in the New York and Harless
Ratiroad Compony —A vertice was found for the plaintiff for \$100, subject to the opinion of the Court upon a case to be made, with their to either party to turn the same into a bill of exceptions. The defendants moved this Court, at Special Term, for directions to send the case to the Court at Graeral Term in the first instance, without being heard upon argument at Special Term; but the Court decided the practice to be only in cases involving difficult questions of law that could be done, or where was an express direction of the Judge trying the cause to make that disposition of it. The motion must therefore be denied, but without costs.

U. Ited States District Court,

Usited States District Court.

Before H.n Judge Ingerou!

Frm 2—In the case of the United States against Men Roscos—The prisoner, a respectable leading, middle aged can, was tried and convicte last term of passing countriests ocin. Mr. Dyott, his counsel, now moves for an arrest of judgment, in consequence of alleged middirection of the Judge to the jury, and emissade that if eagles and quarter eagles were left with the prisoner for the purpose of glicing them, there was no poof that he intended to pass or atter them. Mr. B F Duncing opposed the unstino on the part of the government, and the Judge reserved his decision, which will be rendered this (Friday) merning.

The Marin Case in New Jersey.

The Marin Case in New Jersey.

YO THE EDITOR OF THE NEW YORK REALD.

Please allow me, sir. to correct your report of my ordence on the recent trial of James Marin, at Rergen.

I stated distinctly that Mrs. M. a death was occasioned by a reputer of the spless, extending diagonally for about four inches across its concave surface, sear the lower end; that said rupture produced death by loss of blood and shock to the nervous system; that the spless was much enlarged and diseased, continuing a consideration of the process of the spless was much enlarged and diseased, continuing a consideration of the process of the spless was sometime resided, and partly to her intemperate habits, and would, of course, increase the liability of the organ to report of the spless was sometime spoutaneous from excessive congestion, but that in each case the aperture would most likely be directly and the substance of the organ broken down by the presence of clots; and finally, that the repture is the case under consideration, was clearly the enesquences of violence does to a part already diseased and prepared to give way, mash violence being either a blow or a fall from a greater or less height. Respectfully yours,